



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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July 19, 1994

Certified Return Receipt Requested  
P 074 979 004

Mr. Lionel V. Koon  
Ecology Mining Company  
6985 Union Park Center, Suite 545  
Midvale, Utah 84047

Re: Permit Status, Ecology Mining Company, Deer Trail Mine, M/031/005, Piute County, Utah

Dear Mr. Koon:

The Division recently received a copy of a June 7, 1994 BLM letter addressed to Ecology Mining Company. The letter indicated that the BLM was closing their case file (File # UTU-71617) for the Deer Trail Mine, because Ecology Mining Company had failed to respond to outstanding permitting deficiencies.

On February 22, 1994, this Division sent Ecology Mining Company a brief review letter and a Large Mining Operations permit application form. In our letter, we acknowledged that we had insufficient information to find the BLM and USFS mining notices complete under state mining requirements/rules. We requested that Ecology Mining Company provide us with copies of the supplemental information that the BLM and USFS had already requested to complete the Notices/Plan of Operation applications on file with their offices. Because of the scope and size of the proposed mining activities on both federal and private lands (combined acreage > 5), we requested that a Large Mining Application be completed and returned to this office for processing. To date, the Division has not received any response or additional permitting information.

Rule R647-4-101 of the Minerals Reclamation Program, as promulgated under the State's Mined Land Reclamation Act (Title 40, Chapter 8, Utah Code Annotated), requires that "A Notice of Intention to Commence Large Mining Operations (FORM MR-LMO) or a letter containing all the required information must be approved by the Division *before* mining operations begin." Therefore, any and all mining activities which may be ongoing at the Deer Trail Mine must cease until the proper permit for a large mining operation has been



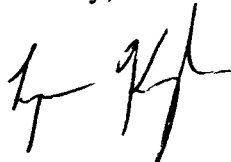
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approved by this Division. I have enclosed an additional copy of our large mining application form (FORM MR-LMO) for your convenience.

Please provide a written response to the previously requested information (and/or appropriately completed permit application form) by August 15, 1994. Your failure to satisfy this request may result in our having to pursue other legal/enforcement actions against EMC to bring this operation into compliance with the requirements of the Utah Mined Land Reclamation Act.

Please feel free to call or set up a meeting to discuss your mining operation if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to be 'Lynn Kunzler', written in a cursive style.

Lynn Kunzler  
Reclamation Specialist

jb  
Enclosure - LMO Form  
cc: Dave Henderson, BLM  
Bennett W. Black, Fishlake National Forest  
Lowell Braxton, DOGM  
M031005.lmk